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January 17, 2025

VIA ECF

Hon. André M. Espinosa, U.S.M.J.
U.S. District Court of New Jersey
Martin Luther King Building & U.S. Courthouse
50 Walnut Street
Newark, NJ 07102

Re: Airtech International Inc. v. Yim, et al.,
Civil Action No. 2:22-cv-668 (JXN) (AME);
Amendment of Scheduling Order

Dear Judge Espinosa:

The parties write pursuant to the telephonic status conference held Thursday, January 16, 2025 in the referenced action. Your Honor instructed counsel to submit an order consistent with the agreement of counsel and confirmed in the conference modifying the currently operative case schedule set forth in the October 28, 2025 Amended Scheduling Order (D.E. 269) and the January 15, 2025 Letter Order (D.E. 281) modifying that order.

Following please find a table of dates further amending the Amended Scheduling Order (D.E. 269) which the parties jointly request be entered as an amendment thereto:

EVENT	DATE
As provided in the January 15, 2025 Letter Order D.E. 281): Date by which all subpoenas (except those further extended to February 18, 2025) are to be served.	January 17, 2025
Date by which the parties must designate deficiencies in responses to the discovery requests served by the parties on each other on December 24, 2024 (which responses currently are due January 23, 2025) and to identify any other discovery deficiencies designated previously which remain unresolved.	February 7, 2025
Amending the January 15, 2025 Letter Order (D.E. 281): Date by which subpoenas shall be served on possible nonparty witnesses who have yet to be identified and for currently identified nonparty witnesses as to which discovery by Plaintiff may be possible using a less time-consuming, costly and/or intrusive option such as through defense counsel, such as for cloud account providers.	February 18, 2025

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Counsel to meet and confer to agree on unresolved deficiencies to be subjects of letter motions to compel to be scheduled by the Court. Issues to be listed in the joint status report due February 28, 2025.	February 18, 2025
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All other dates set forth in the Amended Scheduling Order (D.E. 269) remain unchanged.

For ease of reference, the current schedule (D.E. 269) as amended by the foregoing and updated, is set forth below in full:

EVENT	DATE
Date by which Defendants will produce documents from Gmail account airtechuscom@gmail.com	Completed
Letters to be exchanged by this date setting forth all additional sources of files to be collected and searched for responsiveness to all prior document requests.	November 15, 2024 Completed
Date by which the parties will respond to the document source letters identifying sources of collection and production not yet collected, searched, and produced.	November 22, 2024 Completed
Letters to be exchanged by this date setting forth all open deficiencies to be corrected in responses to written party discovery requests served before the date of this Order.	November 27, 2024 Completed
Date by which the parties will serve a written response to the discovery response and production deficiency letter.	December 16, 2024 Completed
Last day for written party discovery requests.	December 24, 2024 Completed
Letters proposing agreements regarding non-party discovery to be exchanged by this date.	January 7, 2025 Completed
Last day to serve subpoenas. As provided in the January 15, 2025 Letter Order D.E. 281): Date by which all subpoenas (except those further extended to February 18, 2025) are to be served.	January 14, 2025 ¹ January 17, 2025 ¹
Date by which the parties must designate deficiencies in responses to the discovery requests served by the parties on each other on	February 7, 2025

¹ This deadline does not apply to discovery of non-party witnesses located outside the United States. To the extent such discovery is available in the Republic of Korea pursuant to the Hague Evidence Convention, the processing of Letters of Request and conduct of any authorized discovery will take at least three months and more likely six months to a year.

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December 24, 2024 (which responses currently are due January 23, 2025) and to identify any other discovery deficiencies designated previously which remain unresolved.	
Amending the January 15, 2025 Letter Order (D.E. 281): Date by which subpoenas shall be served on possible nonparty witnesses who have yet to be identified and for currently identified nonparty witnesses as to which discovery by Plaintiff may be possible using a less time-consuming, costly and/or intrusive option such as through defense counsel, such as for cloud account providers.	February 18, 2025
Party document production to be substantially complete.	February 24, 2025
Interim Joint Status Report due.	February 28, 2025
Parties to notice all continuation and new party depositions.	March 3, 2025
Parties to agree on deposition schedule and file joint letter regarding any dispute over party deposition schedule.	March 7, 2025
First day party depositions can be conducted.	March 10, 2025
Last day party depositions can be conducted.	April 11, 2025
Close of fact discovery.	April 18, 2025 ¹
Initial expert reports due on issues for which a party bears the burden.	May 20, 2025
Initial expert reports due on issues for which a party does not bear the burden	June 3, 2025
Opposing expert reports to those for which a party has the burden	June 20, 2025
Opposing expert reports to those for which a party does not have the burden	July 3, 2025
Rebuttal/responsive expert reports to opposing reports to those for which a party has the burden.	July 11, 2025
Rebuttal/responsive expert reports to opposing reports to those for which a party does not have the burden.	July 17, 2025
Expert discovery deadline and close of all discovery.	July 18, 2025 ¹

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The parties respectfully suggest that the foregoing be entered as the operative scheduling order, superseding D.E. 269.

Respectfully submitted,

SEMAYA LAW FIRM

By: 
Ted G. Semaya, Esq. (*pro hac*)

CHO LAW GROUP, LLC

By: /s/ Kenneth K. Cho
Kenneth K. Cho, Esq.

Co-counsel for Plaintiff

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By: /s/ John Simeone
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